

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY RG  
05 APR -4 PM 2.2.

COMMODITY FUTURES TRADING )  
COMMISSION, )  
Plaintiff, )  
v. )  
FxTRADE FINANCIAL, LLC, et al., )  
Defendants. )

ROBERT R. DI TROIO  
CLERK, U.S. DIST. CT.  
W.D. OF TN, MEMPHIS

No. 04-2181 D/An

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**ORDER GRANTING MOTION TO WITHDRAW**

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Before the Court is the Motion to Withdraw by Burch, Porter & Johnson, PLLC (“Burch Porter”), counsel of record for Defendants Jeffrey A. Mischler and FxTrade Financial, LLC (collectively “Defendants”), filed on March 7, 2005. On March 8, 2005, United States District Judge Bernice B. Donald entered an Order Amending the Scheduling Order, which re-set the trial date in this matter for January 16, 2005. After review, the Court concludes that Defendants will have sufficient time to employ new counsel and be prepared for trial. Therefore, Defendants will not be prejudiced by Burch Porter withdrawing from this matter.

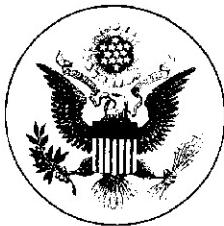
Therefore, for good cause shown, the motion is **GRANTED**. Burch Porter is directed to promptly provide a copy of this Order to Defendants. Burch Porter shall make reasonable efforts to confirm that Defendants received a copy of this Order. Defendants shall have until April 25,

2005 to retain new counsel or notify the Court that they will be proceeding *pro se*.

**IT IS SO ORDERED.**

  
S. THOMAS ANDERSON  
UNITED STATES MAGISTRATE JUDGE

Date: April 1, 2005



# Notice of Distribution

This notice confirms a copy of the document docketed as number 97 in case 2:04-CV-02181 was distributed by fax, mail, or direct printing on April 4, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT